

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6-17-09

KROLL, INC. and KROLL
ASSOCIATES, INC.,

Plaintiffs,

-against-

FRANK L. HOLDER,

Defendant.

06 Civ. 4657 (RJH) (HBP)

ORDER

PITMAN, United States Magistrate Judge:

A conference having been held on this date during which various discovery and other disputes were discussed, for the reasons stated on the record in open court, it is hereby ORDERED that:

1. Except for objections on the basis of privilege, defendant's objections to plaintiffs' first request for the production of documents are waived as a result of defendant's failure to serve objections in a timely manner. No later than July 15, 2009, defendant shall produce (1) all responsive, non-privileged documents, and (2) a schedule, that complies with both the Federal Rules of Civil Procedure and the Local Civil Rules, of all documents being withheld on ground of privilege.

2. Plaintiffs' objections to defendant's Interrogatory Nos. 14-16 and Document Requests Nos. 21 and 22 are sustained.

3. Plaintiffs' objections to defendant's Document Requests Nos. 28-39 are sustained without prejudice.

4. Plaintiffs' objections to defendant's Interrogatory No. 10 is overruled. Plaintiffs are directed to answer this interrogatory no later than July 15, 2009.

5. Plaintiffs' objection that defendant's Interrogatories Nos. 7 and 8 are premature at this time is sustained.

6. Plaintiffs' objection to defendant's Interrogatory No. 18 is sustained.

7. Plaintiffs' objection to defendant's Document Request No. 13 is overruled to the extent the request seeks documents through May 2006. Plaintiffs are directed to produce responsive documents no later than July 15, 2009.

8. Defendant's objections to Document Requests Nos. 1-3 and 7-9 in the subpoena to FTI are sustained. In all other respects, defendant's objections are overruled.

9. Messrs. Corcoran and Eilender are directed to discuss the subject of settlement with their respective clients and are to speak with each other, either by telephone or in person, concerning the subject no later than June 27, 2009. Unless counsel advise that settlement is not a reasonable possibility at this time, a second settlement conference will be held on June 30, 2009 at 10:00 a.m. in Courtroom 18-A, United States Courthouse, 500 Pearl Street, New York, New York 10007.

Dated: New York, New York
June 15, 2009

SO ORDERED


HENRY PITMAN
United States Magistrate Judge

Copies transmitted to:

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